

March 24, 1977

LB 499, 157

PRESIDENT: Senator Duis.

SENATOR DUIS: Mr. President, a question of Senator Kremer if I might. Is there any need for this for anything else besides MUD?

SENATOR KREMER: The information that I had there may be others, but in this particular case it was MUD that was involved. They felt that they needed this bill to be sure that they were legal in what they were doing.

SENATOR DUIS: No argument there, I just was wondering whether or not it should be enlarged at the present time to take care of a future problem that might come up with another source.

SENATOR KREMER: The information I have this bill will do exactly what you want.

SENATOR DUIS: Thank you very much.

PRESIDENT: Senator Swigart.

SENATOR SWIGART: Mr. President and colleagues. One reason I guess it isn't necessary to have this problem at the present time is because the metropolitan utility district is the only one, I believe, that has reserves that could be shipped to other cities. I just want to make a couple of points. One is, I didn't hear Maurice, maybe he said this, but it's for homes only. Although this is not restricted in the bill, it is in the rules and regulations of MUD which has already made up and in force. So it's for homes only and not for industry. Another point I want to make is we had it written up so it would cover interstate as well as intrastate because within this state MUD has the right to sell at retail, but not at wholesale. So there might come a time when it be cities within the state when we want to sell it to other distributors. So this is above all simply a routine bill, because it's kind of housekeeping and it's... we do have I guess some laws, but they are very vague and it doesn't say that this is forbidden nor does it say that it's legal. So it's to clarify it and make it possible so that in times of emergency only for peak shaving purposes so that you can help your neighbors and help other cities that are in the state or out of it and only emergency times to heat homes and nothing else. I, too, want to suggest that we advance the bill.

PRESIDENT: You've heard the motion. Record your vote. Record.

CLERK: 27 ayes, 0 nays.

PRESIDENT: The bill is advanced. 157.

CLERK: Read LB 157. There are no committee amendments or other amendments pending.

PRESIDENT: Senator Hasebroock.

SENATOR HASEBROOCK: Mr. President and members of the Legislature. LB 157 amends 9-306 of the Uniform Commercial Code to clarify who is entitled to proceeds of collateral insurance when such collateral has been destroyed. The